

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

Hampden-Smith et al.

Serial No.: 09/815,380

Filed: March 22, 2001

Confirmation No.: 3937

Atty. File No.: 41890-01470

For: "ELECTROCATALYST POWDERS,
METHODS FOR PRODUCING POWDERS
AND DEVICES FABRICATED FROM
SAME"

) Group Art Unit: 1755

) Examiner: Hailey

) INFORMATION DISCLOSURE STATEMENT

FAX RECEIVED
JUN 18 2003
GROUP 1700

CERTIFICATE OF EXPRESS MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL LABEL NO. EL 812412629 US IN AN ENVELOPE ADDRESSED TO COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, DC 20231-9999 ON 06/27/03.

MARSH FISCHMANN & BREYFOGLE LLP
BY: *[Signature]* (Lyn Penneywell)

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Pursuant to Applicant's duty of disclosure under 37 CFR § 1.56 and 37 CFR §§ 1.97-1.98, Applicant hereby provides a copy of each of the documents identified on the enclosed PTO Form 1449, although Applicant does not admit that any of such documents, alone or in any combination, is considered to be material to patentability as defined in 37 CFR § 1.56(b). Moreover, the inclusion of these documents is not to be construed as an admission by Applicant that each such document is prior art as to the above-identified application.

This Information Disclosure Statement is being filed after the period specified in 37 CFR § 1.97(b) and is accompanied by the fees set forth in 37 CFR § 1.17(p). The Assistant Commissioner is authorized to charge and credit Deposit Account No. 50-1419 for any deficiencies or overpayment.

The enclosed Information Disclosure Statement discloses a number co-pending and commonly owned U.S. Patent Applications. For the convenience of the Examiner, the following is a summary of the information provided with respect to these applications.

1. U.S. Patent Application Serial No. 09/668,947 is a Divisional Application from U.S. Patent No. 6,338,809 cited herein. Therefore, only the pending claims of this application are enclosed.
2. U.S. Patent Application Serial No. 09/668,805 is a Divisional Application from U.S. Patent No. 6,277,169, cited herein. Therefore only the claims of this application (now allowed) are enclosed.
3. U.S. Patent Application Serial No. 09/668,441 is a Divisional Application of U.S. Patent No. 6,165,247, which is of record with respect to the present application. Therefore, only the claims of this application are enclosed.
4. U.S. Patent Application Serial Nos. 10/209,234; 10/209,342; 10/209,343; and 09/636,732 are Divisional or Continuation Applications from U.S. Patent No. 6,103,393, previously cited. Therefore, only the claims of these applications are enclosed.
5. U.S. Patent Application Serial Nos. 10/210,597 and 10/210,600 are Divisional or Continuation Applications of U.S. Patent Application Serial No. 09/532,917, which is of record with respect to the present application. Therefore, copies of the specification are not enclosed.
6. With respect to U.S. Patent Application Serial No. 09/586,151, this is a Divisional Application of U.S. Patent Application Serial No. 09/030,051 for which a copy of the specification is enclosed. Therefore, applicants have only enclosed a copy of the pending claims for this application.
7. With respect to U.S. Patent Application Serial No. 09/659,638, this is a Divisional Application of U.S. Patent No. 6,165,247, which is of record with respect to the present application. Therefore, applicants have only enclosed the pending claims of this application.
8. U.S. Patent Application Serial No. 10/297,528 is the National Stage of WO 01/93999. Therefore, Applicants have enclosed a copy of the international application.
9. U.S. Patent Application Serial Nos. 10/212,991; 10/213,116; and 10/213,001 are Continuation Applications from the present application, and therefore no specification is enclosed.
10. For the remaining applications, a copy of the pending claims has been attached to the original specification.

If the Examiner requires any additional information with respect to any of these applications or cited patents, the Examiner is invited to contact Applicants undersigned representative.

Respectfully submitted,

MARSH FISCHELMANN & BREYFOGLE LLP

By: 

David F. Dockery
Registration No. 34,323
3151 South Vaughn Way, Suite 411
Aurora, Colorado 80014
(303) 338-0997

Date: March 27, 2003